

FISCAL NOTE

HB 144 - SB 850

February 14, 2005

SUMMARY OF BILL: Requires split urine specimen testing under the Drug-Free Workplace Program. Specimens shall be divided in two parts and placed in two containers with one container being a tamper-proof container to be returned to the employee and test results to be provided within 72 hours. If test is positive, employee may request a retest of specimen in employee's possession. Disciplinary action cannot be taken until the employee receives the retest results.

ESTIMATED FISCAL IMPACT:

Increase Local Expenditures – Exceeds \$100,000*

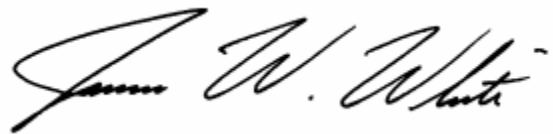
Assumptions:

- State government is not subject to the Drug-Free Workplace Program.
- Some local governments are covered by the Drug-Free Workplace Program and will experience increased specimen testing costs.
- Split specimen testing may violate the federal chain of custody procedures and increase legal fees to local governments due to potential litigation.

*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director